

January 23, 2006
Seven o'clock P.M.
North Little Rock City Hall Council Chambers
300 Main Street
North Little Rock, Arkansas

The regular meeting of the North Little Rock City Council scheduled for Monday, January 23, 2006, was called to order at 7:00 p.m. by the honorable Mayor PATRICK HENRY HAYS. The roll having been called, and the following Aldermen answered to their names: MARTIN GIPSON, NEIL BRYANT, LINDA ROBINSON, OLEN THOMAS, GARY BERRY, JOHN PARKER, and MURRY WITCHER, a quorum was declared (7/0). Alderman CHARLIE HIGHT was not present. City Clerk Diane Whitbey and City Attorney Paul Suskie were also present.

The invocation was given by Alderman Thomas, followed by the pledge of allegiance to the flag which was led by Alderwoman Robinson.

On the motion of Alderman Witcher and seconded by Alderman Berry, and by consent of all members present, the minutes from a regular council meeting held on January 9, 2006, and a Special Call meeting held on January 17, 2006, were approved, accepted and filed as prepared by the City Clerk (7/0).

On the blanket motion of Alderman Gipson and seconded by Alderman Berry, and by consent of all members present, communications #1, 3 and 4 were accepted and filed (7/0).

1. Sherman Robinson for David F. Menz, Williams & Anderson PLC, letter to Diane Whitbey, City Clerk re: City of NLR Municipal Property Owner's Multipurpose Improvement District No. 25 (North Bluffs Project).
2. Pamela H. Patenaude, Assistant Secretary, US Department of Housing and Urban
3. Development (HUD) letter to Mayor Hays re: FY 2006 Allocations for the Office of Community Development (CDBG \$769,783.00; Home Investment Partnership \$374,072.00; American Dream Downpayment Initiative -0-; Housing Opportunities for Persons with AIDS -0- Emergency Shelter Grants -0-).
4. James H. Ard letter to Mayor Hays re: citation for code violations at 119 Farmere Circle.

Alderman Hight entered the council chambers at 7:04 p.m.

On the motion of Alderman Gipson and seconded by Alderman Berry, and by consent of all members present, communication #2 was read by title only, accepted and filed (8/0).

2. Mayor Patrick Henry Hays letter to Mar. Rick McComber, Postmaster US Post Office re: lobby hours of Post Office located at 420 Main Street (downtown area).

Alderman Gipson said a posted sign shows hours are 7:30 a.m. until 4:00 p.m. However, the windows are closed. Mayor Hays said the windows are closed earlier. Customers want the window open so they can purchase stamps and handle other postal business.

Mayor Hays invited Mr. Charley Baxter and Ms. Diana Dial to come forward. Ms. Dial was the 10,000 member of the Patrick Henry Hays Senior Citizens Center. In honor of that designation,

she was given a one year (\$100.00) free membership, will be featured in the newsletter and was presented a proclamation from Mayor Hays proclaiming the day as Diana Dial Day. Mayor Hays advised construction to expand the center would begin soon.

Mayor Hays invited Mr. Dean Edwards and Mr. Greg Ferguson, President of the North Little Rock Sertoma Club to come forward. Mr. Edwards served as chairman of the North Little Rock Christmas Parade for the 22nd year. Mr. Greg Ferguson is President of the Sertoma Club. Alderman Charlie Hight and Mayor Hays joined them to present trophies for the 2005 Parade.

Parade trophy winners include:

Best Boy Scout Award:	Pack #87 BSA/NLR FUMC
Sertoma Special Award:	North Little Rock Citizens Fire Alumni
Best Girl Scout Award:	Girl Scouts of North Hills Service Unit
Sertoma Special Award:	North Little Rock Police Department Citizens Police Academy Association (NLRCOP)
Sertoma Special Award:	Anderson's Taekwondo Center
Sertoma Special Award:	Little Miss Wheelchair Arkansas, Katie Mayberry
Best School Entry:	St. Mary's Girl Scouts
Best Rural Fire Truck:	1 st Scott Fire Department 2 nd East Pulaski County Fire & Rescue
Best City Fire Truck:	1 st North Little Rock Fire Department 2 nd Sherwood Fire Department
Best Marching Group:	1 st North Little Rock High JROTC Marching Unit 2 nd North Little Rock High JROTC Color Guard
Best Municipal (NLR) Entry:	1 st North Little Rock Animal Control 2 nd USS Razorback Submarine 3 rd North Little Rock Visitors Center - Santa Claus

Mayor Hays advised the North Little Rock Animal Shelter has not euthanized an adoptable animal during the last three years.

Drill Team/Cheerleaders:	1 st Rock Solid Cheers 2 nd North Little Rock Varsity Cheerleaders 3 rd Panthers Football & Cheerleaders
Best Antique Fire Truck:	1 st IAFF Local #35, Antique Fire Truck
Best Business/Commercial Float:	1 st Arkansas Twisters 2 nd Our Club's Magical Christmas
Best Dance/Musical Entry:	1 st Ms. Karen's Dance Studio
Best Dance Performing Group:	1 st Broadway Stars 2 nd North Little Rock All Star Youth 3 rd Strange Birds of Little Rock
Best School Performing:	1 st Pulaski Technical College 2 nd St. Patrick's Catholic School
Best Horse or Riding Entry:	1 st Little Rock Horse and Carriage Co. 2 nd Premari's Horse Drawn Carriage 3 rd Trial Blazer's Riding Club 4 th Ricky's Horses

Best Decorated Commercial or Business Vehicle Entry:	1 st Razorback Concrete Twinkle Truck 2 nd Jackson Hewitt Tax Service 3 rd Pulaski Bank
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Best Church Entry:	Pilgrim Progress Baptist Church
Best Auto Group:	1 st AR Traveler Antique Auto Club 2 nd Rock City Cruisers
Best Club Entry:	UPEC (Union Pacific) Railroad Employee Club
Best Beauty Entry:	1 st Miss Teen Little Rock & Princess 2 nd Miss Teen of Arkansas - Kristina Siebert

Special Recognition Award/Performing Group:	Mt. Pleasant Baptist Church Hands of Praise Dance Team
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Best Non-School Performing Group:	1 st Arkansas National Guard Youth Challenge 2 nd North Little Rock Superstars Gymnastics 3 rd Arkansas Dirt Riders
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Best Overall Musical Entry: 1st North Little Rock High School Marching Band
 Best Miscellaneous Entry: 1st GRITS (Girls Raised in the South) With Hattitudes
 2nd LULAC 3rd Red Hat Glitzy Girls
 Best Church Float: 1st Lakewood Methodist 2nd St. Matt Church of God in Christ
 3rd Melrose Community Outreach
 Chairman's Choice: EMOBA
 Mayor's Cup: First Pentecostal Church
 Mayor Hays thanked Mr. Edwards and all of the parade participants.

Mayor Hays reconvened public hearings on the following items:

8:42 p.m., O-05-98, annexing a pocket of land known as the "Spanish Land Grant Commercial District Pocket Annexation".

8:43 p.m., O-05-99, annexing a pocket of land known as the "Bay Meadows Pocket Tract #1 Annexation". Alderman Gipson advised some of the annexations pertained to lands used for duck hunting and asked how the city ordinance prohibiting firing a firearm within the city would effect these. Before passing the ordinance, amendments can be considered. Mayor Hays asked the Planning Department to prepare visual maps for the next meeting (for all of the proposed pocket annexations on the agenda).

8:44 p.m., O-05-100, annexing a pocket of land known as the "Bay Meadows Pocket Tract #2 Annexation".

8:45 p.m., O-05-101, annexing a pocket of land known as the "Young Road Pocket Annexation". Mr. Sam Hilburn advised he owns approximately 200 acres in the area which is currently used for farm land and will continue the same use as long as he owns the property. His home is on four acres within the city limits. Mr. Michael Bowden owns six acres in the area and would like his property to stay as is. Mr. Bowden provided a letter from Alvin and Evelyn Hawthorne who own property at 6616 Young Road and are opposed to the proposed annexation of their property. Ms. Patricia McCoy asked if city sewer and other services would be provided if her area is annexed.

8:57 p.m., O-05-102, annexing a pocket of land known as the "Brown Fulkerson Pocket Annexation". Mr. George Alexander Brown spoke regarding grain storage abilities and his property. He said there are grants available to property owners which are not part of a city, but remain in the county. He requested the city postpone this annexation for one to two years to allow him time to relocate his grain elevator if necessary. Mayor Hays advised a vote will be taken February 27, 2006, on this matter. There being no one else present wishing to be heard, Mayor Hays adjourned the public hearings on all of the above legislation and asked that O-05-99 and O-05-100 be called.

O-05-99 (ORDINANCE NO. 7778 - MAYOR HAYS)

AN ORDINANCE ANNEXING A POCKET OF LAND LOCATED IN THE BAY MEADOWS ADDITION, SOUTH OF FAULKNER LAKE ROAD AND EAST OF HIGHWAY 391 TO BE TITLED "BAY MEADOWS POCKET TRACT #1 ANNEXATION" TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING THE "BAY MEADOWS POCKET TRACT #1 ANNEXATION" A PART OF THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time on December 12, 2005, was read a second time on December 22, 2005. A public hearing was held January 9, 2006, and reconvened this date. The ordinance was read a third and final time. A motion to adopt was made by Alderman Berry and seconded Alderwoman Robinson, and the roll

having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

O-05-100 (ORDINANCE NO. 7779 - MAYOR HAYS)

AN ORDINANCE ANNEXING A POCKET OF LAND LOCATED IN THE BAY MEADOWS ADDITION, SOUTH OF FAULKNER LAKE ROAD AND EAST OF HIGHWAY 391 TO BE TITLED "BAY MEADOWS POCKET TRACT #2 ANNEXATION" TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING THE "BAY MEADOWS POCKET TRACT #2 ANNEXATION" A PART OF THE CITY OF NORTH LITTLE ROCK;

DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time on December 12, 2005, was read a second time on December 22, 2005. A public hearing was held January 9, 2006, and reconvened this date. The ordinance was read a third and final time. A motion to adopt was made by Alderman Berry and seconded by Alderwoman Robinson, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

Alderman Gipson reiterated concerns regarding annexing property used for duck hunting. Mayor Hays asked Mr. Suskie to review the city ordinance and advise the council.

UNFINISHED BUSINESS

O-05-98

AN ORDINANCE ANNEXING A POCKET OF LAND LOCATED SOUTH OF HIGHWAY 165 IN SPANISH LAND GRANT #2417 TO BE TITLED "SPANISH LAND GRANT COMMERCIAL DISTRICT POCKET ANNEXATION" TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING THE "SPANISH LAND GRANT COMMERCIAL DISTRICT POCKET ANNEXATION" A PART OF THE CITY OF NORTH LITTLE ROCK;

DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time on December 12, 2005, was read a second time on December 22, 2005. A public hearing was held January 9, 2006, and reconvened this date. The legislation was then held by Mayor Hays. A vote will be taken on February 27, 2006.

O-05-101

AN ORDINANCE ANNEXING A POCKET OF LAND LOCATED EAST OF CRYSTAL HILL ROAD AND NORTH OF NORTH SHORE BUSINESS PARK TO BE TITLED "YOUNG ROAD POCKET ANNEXATION" TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING THE "YOUNG ROAD POCKET ANNEXATION" A PART OF THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR

OTHER PURPOSES, was read one time on December 12, 2005, was read a second time on December 22, 2005. A public was held January 9, 2006, and reconvened this date. The legislation was then held by Mayor Hays. A vote will be taken on February 27, 2006.

O-05-102

AN ORDINANCE ANNEXING A POCKET OF LAND LOCATED SOUTH OF HIGHWAY 165 AND NORTH OF WILLOW BEACH ROAD TO BE TITLED "BROWN FULKERSON POCKET ANNEXATION" TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING THE "BROWN FULKERSON POCKET ANNEXATION" A PART OF THE CITY

OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time on December 12, 2005, was read a second time on December 22, 2005. A public hearing was held January 9, 2006, and reconvened this date. The legislation was then held by Mayor Hays. A vote will be taken on February 27, 2006.

O-06-01 (ORDINANCE NO. 7780 - MAYOR HAYS)

AN ORDINANCE AMENDING ORDINANCE NO. 7697 AND NO. 5328; DEFINING CERTAIN TERMS; ESTABLISHING REQUIREMENTS FOR MOBILE STORAGE CONTAINERS (PODS); DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time on January 9, 2006, was read a second time. On the motion of Alderman Gipson and seconded by Alderman Berry, and by consent of all members present, the rules were suspended and the ordinance was placed on its third and final reading (8/0). The roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

NEW BUSINESS

R-06-05 (RESOLUTION 6878 - MAYOR HAYS)

A RESOLUTION APPROPRIATING FUNDS FROM THE 2005 SALES TAX; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Gipson and seconded by Alderman Witcher, and by consent of all members present, the resolution was unanimously adopted (8/0). (*Ballpark / Hays Center*)

R-06-06 (RESOLUTION NO. 6879 - MAYOR HAYS)

A RESOLUTION CONFIRMING THE REAPPOINTMENT OF JIMMY JOE PAUL TO THE NORTH LITTLE ROCK HOUSING AUTHORITY BOARD OF COMMISSIONERS; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Thomas and seconded by Alderwoman Robinson, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-06-07 (RESOLUTION NO. 6880 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH CBM CONSTRUCTION CO., INC. FOR CONSTRUCTION WORK ON ADDITIONS TO THE SENIOR CITIZENS CENTER; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderman Hight. Mayor Hays advised the contract is for a percentage (5%) of the amount of the construction project. Mr. Joe Smith, Director of Commerce and Governmental Affairs (Purchasing) said the cost of the project will be approximately \$4 million. The remaining \$1 million would be used for fixtures, furniture, etc. On the previous motion, and by consent of all members present, the resolution was unanimously adopted (8/0). Alderman Witcher advised the Senior Citizens Commission would provide a presentation in February to the City Council regarding the expansion. Mayor Hays said construction could start in May or June.

R-06-08 (RESOLUTION NO. 6881 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH HYDCO, INC. FOR PROJECTS FOR THE NORTH LITTLE ROCK PARKS & RECREATION DEPARTMENT; AND FOR OTHER PURPOSES, was read. A

motion to adopt was made by Alderman Hight and seconded by Alderman Gipson. On the motion of Alderman Bryant and seconded by Alderman Parker, and by consent of all members present, the resolution was amended as follows:: *Section 3: North Heights Pool...strike ~~General Fund~~ and replace with 2006 SALES TAX IMPROVEMENT FUND, and North Heights Gym...add following 260-2004 PARKS* (8/0). On the motion of Alderman Witcher and seconded by Alderman Berry, and by consent of all members present, the resolution was unanimously adopted as amended (8/0).

R-06-09 (RESOLUTION NO. 6882 - MAYOR HAYS)

A RESOLUTION APPROPRIATING \$32,292.00 FROM ACT 833 FUNDS FOR THE PURCHASE OF EQUIPMENT FOR THE NORTH LITTLE ROCK FIRE DEPARTMENT; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Berry and seconded by Alderwoman Robinson, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-06-10 (RESOLUTION NO. 6883 - MAYOR HAYS)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 221 WEST 13TH STREET IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES, PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE, AND FOR OTHER PURPOSES, was read (owner: Leontyne Johnson). A motion to adopt was made by Alderman Bryant and seconded by Alderwoman Robinson. Mayor Hays convened a public hearing regarding 221 West 13th Street. Ms. Leontyne Johnson purchased the property in 2003. Since that time she had medical problems which delayed work on the property. She advised she would request a Special Use from the council so she can operate her business (Life Insurance) in the house. Alderman Gipson asked if this property was located near the Boys and Girls Club. Mr. Tom Wadley, Director of Code Enforcement advised Ms. Johnson could post a bond in the amount of \$5,000.00 which would be returned upon completion of the property. On the pervious motion, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-06-11 (RESOLUTION NO. 6884 - MAYOR HAYS)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 201 MOSLEY IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES, PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE, AND FOR OTHER PURPOSES, was read (owner: John Williams). A motion to adopt was made by Alderman Berry and seconded by Alderwoman Robinson. Mayor Hays convened a public hearing regarding 201 Mosley. There being no one present wishing to be heard, the public hearing was adjourned. On the pervious motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0).

R-06-12 (RESOLUTION NO. 6885 - MAYOR HAYS)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 308 N. HICKORY IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES,

PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE, AND FOR OTHER PURPOSES, was read (owner: National St. Ball Athletic Association c/o Ester Jackson). A motion to adopt was made by Alderman Witcher and seconded by Alderman Hight. Mayor Hays convened a public hearing regarding 308 N. Hickory. There being no one present, wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0).

R-06-13 (RESOLUTION NO. 6886 - MAYOR HAYS)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 1113 FRANKLIN IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES, PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE, AND FOR OTHER PURPOSES, was read (owner: Kimberly D. Coplin). A motion to adopt was made by Alderman Witcher and seconded by Alderman Bryant. Mayor Hays convened a public hearing regarding 1113 Franklin. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-06-14 (RESOLUTION NO. 6887 - ALDERMAN PARKER)

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A LETTER OF SUPPORT TO THE ARKANSAS DEVELOPMENT FINANCE AUTHORITY OF A FUNDING APPLICATION FOR ARRINGTON APARTMENTS PHASE II IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Witcher and seconded by Alderwoman Robinson, and by consent of all members present, the resolution was unanimously adopted (8/0).

O-06-04 (ORDINANCE NO. 7781 - MAYOR HAYS)

AN ORDINANCE WAIVING FORMAL BIDDING REQUIREMENTS FOR PURCHASE OF A USED BACKHOE / LOADER; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Gipson and seconded by Alderman Bryant, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Bryant and seconded by Alderwoman Robinson, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. Alderman Witcher asked if the city had a piece of equipment like this and if so, why another was being purchased. Mayor Hays said funds were set aside last year. Mr. Tim Marvin, Traffic Services Director advised the equipment would be used periodically and would be available for other city departments use. Alderman Witcher asked why a used piece of equipment was being purchased versus a new one. Alderman Bryant said he recommended the city look at this equipment. A motion to adopt was made by Alderman Bryant and seconded by Alderman Hight, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

O-06-05 (ORDINANCE NO. 7782 - MAYOR HAYS)

AN ORDINANCE ALLOWING A SPECIAL USE FOR A THIRD RESIDENCE ON PROPERTY IN A C-2 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT ~~12325~~ 12625 HIGHWAY 165 IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read (applicant: Jimmie Doyle Brewer). On the motion of Alderman Thomas and seconded by Alderwoman Robinson, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Thomas and seconded by Alderwoman Robinson, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. A typo in the title was corrected to reflect 12625 as noted in Exhibit "A". The structure will be a house. On the motion of Alderman Thomas and seconded by Alderwoman Robinson, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause adopted (8/0).

O-06-06

AN ORDINANCE ANNEXING A POCKET OF LAND LOCATED SOUTH OF CRYSTAL HILL ROAD AND WEST OF WHITE OAK DRIVE TO BE TITLED "CRYSTAL POCKET ANNEXATION" TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING THE "CRYSTAL POCKET ANNEXATION" A PART OF THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Berry and seconded by Alderman Hight, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). The ordinance was read a second time and held at the request of the sponsor, Mayor Hays. A public hearing was scheduled for Monday, February 13 2006, at 7:05 p.m.

O-06-07

AN ORDINANCE ANNEXING A POCKET OF LAND LOCATED EAST OF I-440, SOUTH OF FAULKNER LAKE ROAD, WEST OF HIGHWAY 391 AND NORTH OF HIGHWAY 165 TO BE TITLED "FAULKNER LAKE AREA #3 POCKET ANNEXATION" TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING THE "FAULKNER LAKE AREA #3 POCKET ANNEXATION" A PART OF THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). The ordinance was read a second time and held at the request of the sponsor, Mayor Hays. A public hearing was scheduled for Monday, February 13, 2006, at 7:05 p.m.

O-06-08

AN ORDINANCE ANNEXING A POCKET OF LAND LOCATED EAST OF I-440, NORTH OF FAULKNER LAKE ROAD, WEST OF HIGHWAY 391 AND SOUTH OF I-40 TO BE TITLED "FAULKNER LAKE AREA #2 POCKET ANNEXATION" TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING THE "FAULKNER LAKE AREA #2 POCKET ANNEXATION" A PART OF THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Berry and seconded by Alderman Hight, and by consent of all members present, the

rules were suspended and the ordinance was placed on its second reading (8/0). The ordinance was read a second time and held at the request of the sponsor, Mayor Hays. A public hearing was scheduled for Monday, February 13, 2006, at 7:05 p.m.

O-06-09

AN ORDINANCE ANNEXING A POCKET OF LAND LOCATED WEST OF I-440 AND SOUTH OF HIGHWAY 70 AND NORTH OF FAULKNER LAKE ROAD TO BE TITLED "FAULKNER LAKE AREA #1 POCKET ANNEXATION" TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING THE "FAULKNER LAKE AREA #1 POCKET ANNEXATION" A PART OF THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Berry and seconded by Alderwoman Robinson, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). The ordinance was read a second time and held at the request of the sponsor, Mayor Hays. A public hearing was scheduled for Monday, February 13, 2006, at 7:05 p.m. Alderman Hight asked if the annexed land would be the maintenance responsibility.

O-06-10

AN ORDINANCE ESTABLISHING THE CAMP ROBINSON ROAD SIGN OVERLAY DISTRICT AND AMENDING ORDINANCE NO. 7697, THE NORTH LITTLE ROCK ZONING ORDINANCE; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time and held at the request of the sponsor, Alderman Witcher. A public hearing was scheduled for Monday, February 13, 2006, at 7:05 p.m.

O-06-11 (ORDINANCE NO. 7783 - ALDERMAN HIGHT)

AN ORDINANCE GRANTING A CONDITIONAL USE FOR A CAR DEALERSHIP IN A C-4 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 4313 LANDERS ROAD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read (applicant: John Pownall). On the motion of Alderman Hight and seconded by Alderman Witcher, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). The ordinance was read a second time. Mr. Robert Voyles, Planning Director advised the conditional use would allow outdoor sales and allow a building to be built across the lot line between two commercial lots without a firewall, so long as the owner of the building has the legal right to possess both lots. Alderman Gipson asked about the back side of the property (Smokey Lane). On the motion of Alderman Gipson and seconded by Alderman Witcher, and by consent of all members present, the rules were suspended and the ordinance was placed on its third and final reading (8/0). The roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

Discussion continued regarding development and improvements to the area off of Landers Road and in the vicinity of Smokey Lane. Alderman Witcher requested a traffic study on Smokey Lane throughout the year and including the Christmas Holiday season.

O-06-12 (ORDINANCE NO. 7784 - ALDERMEN PARKER AND BERRY)

AN ORDINANCE ADOPTING A ZONING PLAN FOR RECENTLY ANNEXED LAND IN THE MEADOWLANE ACRES ANNEXATION; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. Mr. Voyles advised there is a pocket of land which

involves Levy Concrete. The zoning plan would effect incorporated land and the Meadowlane Acres Pocket area. Mr. Stuart Vess, Attorney at Law (former City Council member and State Representative) represented Levy Concrete and asked for an amendment to the legislation. On the motion of Alderman Hight and seconded by Alderman Thomas, and by consent of all members present, the ordinance was amended as follows: *insert in title after FOR UNINCORPORATED LAND, and in Section 1: insert after THAT UNINCORPORATED LAND* (8/0). On the motion of Alderman Berry and seconded by Alderman Parker, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading as amended (8/0). On the motion of Alderman Thomas and seconded by Alderman Berry, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading as amended (8/0). The roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted as amended (8/0). Emergency clause unanimously adopted (8/0).

O-06-13 (ORDINANCE NO. 7785 - ALDERMAN PARKER)

AN ORDINANCE ALLOWING AN OFF-PREMISE SIGN FOR CERTAIN REAL PROPERTY LOCATED ON LOT 1, INNERPLAN OFFICE PARK, IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read (applicant: Alan Witcher). Alderman Witcher abstained from voting due

to a conflict. On the motion of Alderman Berry and seconded by Alderman Bryant, and by consent of all members present, with the exception of Alderman Witcher who abstained, the rules were suspended and the ordinance was placed on its second reading (7/1). On the motion of Alderman Berry and seconded by Alderman Hight, and by consent of all members present, with the exception of Alderman Witcher who again abstained, the rules were again suspended and the ordinance was placed on its third and final reading (7/1). The roll having been called, and all members present having voted in the affirmative, with the exception of Alderman Witcher who abstained, the ordinance was adopted (7/1). On the emergency clause, all members present voted in the affirmative, with the exception of Alderman Witcher who abstained, emergency clause adopted (7/1).

O-06-14

AN ORDINANCE ALLOWING A SPECIAL USE FOR A MANUFACTURED HOME IN A C-3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 7940 MACARTHUR DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read (applicant: Bobby Price). The applicant and his wife

were present and advised they were not aware that this property was within the city limits and were told by city representatives it was not in the city. The adjacent property is filled with cars. Mr. Voyles said the area was under extraterritorial zoning (old Nabholz area). Mr. Price has spent approximately \$1,000.00 getting the property ready for the mobile home and if the special use is not granted, it will create a hardship for them. Alderman Parker advised surrounding property needs improvement. Alderman Hight asked about previous legislation banning manufactures homes within the city. A motion to suspend the rules and place the ordinance on

it's second reading was made by Alderman Berry and seconded by Alderman Thomas, and the following members voted in the affirmative: Thomas and Berry, and the following members voted no: Gipson, Bryant, Robinson, Parker, Hight and Witcher, the motion failed (2/6). Mayor Hays advised the item would be on the council agenda February 13, 2006.

PUBLIC COMMENTS-----

Alderman Gipson referred to communication #1 and asked Mayor Hays to sponsor the attached legislation to establish and lay off the City of North Little Rock Municipal Property Owners' Multipurpose Improvement District No. 25 (note: a copy of the petition containing the signature of Lisa C. Ferrell, President, North Bluffs Development Corporation was attached). Mr. Suskie will prepare the legislation and a public hearing was scheduled for 7:05 p.m. on Monday, February 13, 2006. Alderman Gipson said the land owners set the fees, etc. within the district. Mr. Jim Roberts announced a new program with the Fire Department called "Fire Scene Assistance", wherein families who have had a major residential fire, are provided basic needs (including clothing and personal hygiene products). After a fire, it can be physically and mentally draining to the victims. During the first 24-hours, disaster relief agencies such as the Red Cross, United Way and/or Salvation Army can be contacted. The victim of a fire should contact their insurance company, mortgage company (or landlord), notify family, friends and employers of relocation, children's schools and the post office of temporary relocation. People should not enter damaged sites, or attempt to turn on utilities. Food, medication and other items exposed to heat, smoke and water should not be consumed. If it is safe to enter, people should locate ID, insurance information, medical information and valuables (including important papers and necessities). Mayor Hays thanked Mr. Roberts for his service to the city as an employee and as a volunteer. The North Little Rock Fire Department's Local 35 Women's Auxiliary is selling cookbooks for \$10.00 each. The Fire Department's Valentine Ball will be Saturday, February 4, 2006 (no tickets are available). Mayor Hays advised he will not allow recorded materials to be broadcast during the council meeting as there could be republication and/or issues with regard to appropriateness of recorded material. Mr. James Ard advised he was not going to play a tape and said City Hall is a beautiful building. He asked to visit with Mayor Hays following the meeting.

There being no further business to come before the Council, and on the motion of Alderman Bryant and seconded by Alderwoman Robinson, and by consent of all members present, the meeting adjourned at 9:45 p.m. (8/0), until the next regular meeting to be held on Monday, February 13, 2006, at seven o'clock p.m. in the City Council Chamber in City Hall, located at 300 Main Street, North Little Rock, Arkansas.

APPROVED: MAYOR PATRICK HENRY HAYS

ATTEST: DIANE WHITBEY, CITY CLERK